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**Item 11**  
**Doc 13**

November 26, 2002

John H. Robertus  
Executive Officer  
California Regional Water Quality Control Board  
San Diego Region  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123

Re: PUBLIC HEARING SCHEDULED FOR DECEMBER 11, 2002  
- COMPLAINT NO. R-9-2002-0308

This is in response to your letter dated November 24, 2002.

In that letter, you stated that a delay of our hearing to February 2003 would not necessarily allow for greater use of any assessed penalties to be used for a supplemental environmental project. You further stated that for a significant portion of the assessed penalties to be used in accordance with the recent amendments to California Water Code Section 1335, you would need to rescind the existing complaint and reissue a new complaint for the assessed amount in calendar year 2003.

In order to allow for greater use of any assessed penalties to be used for the supplemental environmental project as I described in my letter dated November 15, 2002, I hereby request that you rescind the existing Complaint No. R-9-2002-0308 and reissue a new complaint for the assessed amount in calendar year 2003.

Thank you for your consideration.

Respectfully,

A handwritten signature in black ink, appearing to read 'Keith Lewinger', is written over a horizontal line.

Keith L. Lewinger  
General Manager

Cc: Robert H. James